

MINUTES
BOARD OF EXAMINERS
OF PRIVATE INVESTIGATORS
AND PRIVATE SECURITY AGENCIES
HEARINGS/MEETING
TUESDAY
JULY 25, 2017
9:30 A.M.
TATNALL BUILDING
150 MARTIN L. KING, JR. BOULEVARD SOUTH
ROOM 112
DOVER, DE

I. Call to Order

Lt. Col. Hudson called the meeting to order at 0931 hours and subsequently turned the meeting over to Ms. Anderson. The meeting is recorded and the Professional Licensing Section will maintain the records.

Introductions were not necessary at this meeting.

The following members of the Board of Examiners were in attendance:

Lieutenant Colonel Monroe B. Hudson, Jr.
Director Robert J. Irwin
Mrs. Sandra C. Taylor
Mr. Wayne A. Keller
Ms. Kelly R. Jansen
Mr. Harvey A. Woods, III

The following members of the Board of Examiners were absent:

William G. Bush, IV, Esquire
Mr. Mark W. Rainford
Vacant Security Services Contractor Member

The following staff members were in attendance:

Rae Mims, Esquire – Deputy Attorney General
Lieutenant Kerry B. Reinbold – Professional Licensing
Ms. Peggy L. Anderson – Professional Licensing
Sergeant Matthew M. Zolper – Professional Licensing
Mrs. Megan C. Bingham – Professional Licensing
Ms. Courtney F. Rutkowski – Professional Licensing
Ms. Rebekah C. Kovitz – Professional Licensing

Mr. Michael Terranova – DTCC Representative

The following staff members were absent:

Captain S. Benjamin Parsons – State Bureau of Identification

The following individuals were also in attendance:

Mrs. Patti Woods

Mr. Patrick Gibbon – out @ 1032

Mr. Michael S. Taylor – out @ 1032

Mr. Christopher Norquist – out @ 0942

II. Review and Acceptance of Meeting Minutes

A. April 24, 2017

Mr. Woods, with a second by Ms. Jansen, made a motion to approve the minutes from 04/24/17 meeting as presented. The motion was carried.

III. Appeal Hearings & Other Actions

A. Request Hearings

1. ~~Edwin M. Carter, Jr.~~

2. ~~Latasha D. Green~~

Ms. Anderson explained that since SB 55 was signed and went into effect on Friday, July 21, 2017, these two individuals are now permitted to receive their security guard identification card.

3. Carrie Martin

Ms. Anderson explained that Ms. Martin called on 07/21/17 and asked for a continuation to the October 2017 Board Meeting. She has a doctor's appointment today and couldn't get a ride to Dover today anyway.

Lt. Colonel Hudson, with a second by Mr. Irwin, granted a continuation for Ms. Martin's hearing scheduled for today, to the October 2017 meeting. The motion was carried.

4. Christopher J. Norquist

Ms. Anderson presented the following for Mr. Norquist and subsequently turned this over to Lt. Reinbold:

- 08/17/16 Received notification of an accidental firing of weapon inside building
- 08/26/16 Certified/first class notification of emergency suspension sent
- 09/26/16 Deadline for hearing request – none received

- 09/27/16 E-mail sent reminding of deadline – replied he found better employment and does not wish to proceed with a hearing
- 10/05/16 Certified green card signed for
- 03/09/17 Received request for re-hearing for firearms identification card
- 04/24/17 Granted a continuation due to car broke down enroute to hearing
 - After application:
 - 04/22/15 40 hour course with day shoot – initial certification
 - Make Glock – Model 19 – Caliber 9mm
 - 06/11/15 Day/low light shoot – re-certification
 - Make Beretta – Model M9 – Caliber 9mm
 - Day shoots not 90 days apart
 - 04/01/16 Day/low light shoot – re-certification
 - Make Glock – Model 17 – Caliber 9mm
 - 05/17/16 40 hour course with day/low light shoot – initial certification
 - Make Glock – Model 17 – Caliber 9mm
 - 08/18/16 Email from Andrew Pigeon
 - 09/27/16 Email from Christopher Norquist

Mr. Norquist explained that there was only one student in this particular 40 hour course that he was teaching for Gettier Security and were the only two in the classroom at the time of the incident. The student asked to see a procedure and Mr. Norquist only had training rounds, not snap caps, and thought he could show the student safely.

When Mr. Norquist received his instructor information from Ms. Anderson he was extremely excited to be approved. He had his ACT 235 from PA, but not enough teaching experience when this happened. He stated that he was stupid and dumb to go full force into teaching alone, that he jumped into it too soon. He does NOT want to be a firearms instructor ever again.

He is here today to request that he be permitted to have his firearms red card reinstated.

Professional Licensing recommended that Mr. Norquist take the 40 hour course again, with the mandatory day/low light shoot before the firearms red card be issued.

Lt. Col. Hudson, with a second by Mr. Irwin, made the motion to grant Mr. Norquist his firearms red card once he take the 40 hour class as recommended by Professional Licensing. The motion was carried.

Mr. Norquist left the meeting @ 0942.

B. Notice of Emergency Suspension with Intent to Revoke

1. LaToya E. Burise

2. Nykere T. Jackson
3. Roshanda A. Johnson

Ms. Anderson explained that B.1.-3 were issued the emergency suspension with the intent to revoke and no one has requested a hearing.

Mr. Irwin, with a second by Mr. Keller, made a motion to revoke B.1.-3 as presented. The motion was carried.

C. Notice of Intent to Revoke

1. Brandie L. Loubriel
2. Marques C. Robbins

Ms. Anderson explained that C.1.-2 were issued the intent to revoke and no one has requested a hearing.

Mr. Irwin, with a second by Ms. Jansen, made a motion to revoke C.1.-2 as presented. The motion was carried.

IV. Licensures

Ms. Anderson presented the following agencies for approval. Mrs. Bingham has assured that all licensures, renewals, approvals and changes in Item IV have met all the statutory requirements for Delaware Code Title 24 Chapter 13 and the Rules & Regulations and have provided same to the Professional Licensing Section. All renewals with no changes have been administratively approved for renewal licensure and are presented as FYI only.

A. Class A – Private Investigative Agency – *Renewals - FYI*

1. Clawar Investigation Agency

2. D.O. Richardson & Associates
3. Delaware Detective Group, LLC
4. G4S Compliance & Investigations
5. Investigative Service Team
6. J.T. Becker & Company, Inc.
7. Meridian Investigative Group, Inc.
8. O'Rourke Investigative Associates, Inc.
9. Rhodunda Security Associates
10. The Robison Group

Ms. Anderson presented A.1-10 as informational purposes only for renewals with no changes. No vote necessary.

- B. Class A – Private Investigative Agency – *New*
1. Lemieux & Associates, LLC
 - a. License Holder – Robert D. Molnar
 - b. Delaware Manager – Robert D. Molnar

Ms. Jansen, with a second by Mr. Irwin, made a motion to approve B.1, inclusive, as presented for new licensure. The motion was carried.

- C. Class A – Private Investigative Agency – *Changes*
1. CoventBridge Group
 - a. License Holder – David W. Merrill
 - b. Delaware Manger – David W. Merrill

Mr. Woods, with a second by Mr. Keller, made a motion to approve C.1, inclusive, as presented for the noted changes. The motion was carried.

- D. Class A – Private Investigative Agency – *Resignations/Non-Renewals – FYI*
1. Claims Bureau USA, Inc.
 - A. Delaware Manager – Hugh J. Craig
 2. CoventBridge Group
 - a. License Holder – Scott A. Cornelison
 - b. Delaware Manger – Scott A. Cornelison
 3. T/Z Morris Consulting, LLC

Ms. Anderson presented D.1-6, inclusive, as informational purposes only for resignations/non-renewals. No vote necessary.

- F. Class A – Private Investigative Agency – *Resignations/Non-Renewals – FYI*
1. Ethos Risk Services, LLC
 - a. License Holder – Edward J. Cotilla
 2. Unified Investigations & Sciences, Inc
 - a. Delaware Manager – Paul D. Gemmato

Ms. Anderson presented F.1-2, inclusive, as informational purposes only for resignations/non-renewals. No vote necessary

- E. Class A – Private Investigative Agency – *Issues*
- ~~***1. Clawar Investigation Agency – Renewal***~~
2. IR-6 Investigations & Research, LLC – Renewal

Ms. Anderson informed the Board that E.2 has been in contact with Mrs. Bingham and stated that they will be renewing their license, but nothing has been received to date.

F. Class A – Private Investigative Agency – *Address/Phone Number Changes – FYI*

1. Charles B. Hughes & Associates
 - a. Delaware Phone Number
2. Combined Investigators
 - a. Delaware Address

Ms. Anderson presented F.1-2, inclusive, as informational purposes only for the noted changes. No vote necessary

G. Class B – Private Security Agency – *Renewals - FYI*

1. ASSIS LLC
2. Bayside Security Patrol Services, Inc.
- ***3. E. House Executive Security Professionals, Inc.***
4. NMS Security Services, LLC
5. OMNISEC International
6. Securitas Critical Infrastructure Services
- ***7. The Whitestone Group, Inc.***

Ms. Anderson presented G.1-7 as informational purposes only for renewals with no changes. No vote necessary.

H. Class B – Private Security Agency – *Renewals w/Changes*

1. SecurAmerica, LLC
 - a. License Holder – Francis A. Argenbright, Jr.

Mr. Woods, with a second by Mr. Irwin, made a motion to approve H.1, inclusive, as presented for renewal with the noted change. The motion was carried.

I. Class B – Private Security Agency – *New*

1. AmeriGuard Security Services, Inc.
 - a. License Holder – Lawrence D. Garcia
 - b. Delaware Manager – Leonardus G. Reijnders
2. Golden Svcs, LLC
 - a. License Holder – Harold Michael Golden
 - b. Delaware Manager – Harold Michael Golden

Mr. Irwin, with a second by Mr. Woods, made a motion to approve I.1-2, inclusive, as presented for new licensure. The motion was carried.

J. Class B - Private Security Agency – *Name Change*

1. Dunbar Guard Services, Inc.
 - a. Dunbar Security Solutions, Inc.

Mrs. Taylor, with a second by Mr. Irwin, made a motion to approve J.1, inclusive, as presented for name change. The motion was carried.

K. Class B – Private Security Agency – *Resignations/Non-Renewals – FYI*

1. SecurAmerica, LLC
 - a. License Holder – John K. Adams

Ms. Anderson presented K.1, inclusive, as informational purposes only for resignations/non-renewals. No vote necessary

~~***L. Class B – Private Security Agency – *Issues****~~

- ~~1. E. House Executive Security Professionals, Inc. – *Renewal*~~
- ~~2. The Whitestone Group, Inc. – *Renewal*~~

M. Class B – Private Security Agency – *Address/Phone Number Changes – FYI*

1. Champion National Security
 - a. Delaware Address
2. T&B Investigations & Security Agency
 - a. Delaware Address

Ms. Anderson presented M.1-2, inclusive, as informational purposes only for the noted changes. No vote necessary

N. Class C – Private Investigative & Private Security Agency – *Renewals - FYI*

1. Echelon Protection & Surveillance, LLC
2. G4S Secure Solutions (USA), Inc.
3. Gettier Security

Ms. Anderson presented N.1-3 as informational purposes only for renewals with no changes. No vote necessary.

~~***O. Class C – Private Investigative & Private Security Agency – *New****~~

- ~~1. DMP Security Agency & Private Investigations
 - a. License Holder – Orlando A. Fletcher~~

Mr. Woods, with a second by Mrs. Taylor, made a motion to approve O.1, inclusive, as presented for new licensure. The motion was carried.

Lt. Reinbold brought to the attention of the Board that Mr. Orlando Fletcher is currently employed by a security service contracted by the US Marshal's Service, as court security performing prison transports, and wandering the public in and out of the courts. He does not have arrest powers.

P. Class C – Private Investigative & Private Security Agency – *Changes*

1. InfoRetrievl
 - a. Class C to Class A

Mr. Irwin, with a second by Mr. Keller, made a motion to approved P.1, inclusive, as presented for classification change. The motion was carried. Ms. Jansen abstained.

2. Securitas Security Services USA, Inc.
 - a. License Holder – David McAllister

Mr. Irwin, with a second by Mr. Woods, made a motion to approve P.2, inclusive, as presented for licensure change. The motion was carried.

- Q. Class C – Private Investigative & Private Security Agency – *Resignations/Non-Renewals – FYI*
 1. Securitas Security Services USA, Inc.
 - a. License Holder – Don W. Walker

Ms. Anderson presented Q.1, inclusive, as informational purposes only for resignations/non-renewals. No vote necessary

- ~~***Q. Class C – Private Investigative & Private Security Agency – Issues***~~
- ~~1. DMP Security Agency & Private Investigations – New~~
 - ~~a. License Holder – Orlando A. Fletcher~~

V. Rule 10.0 – Uniforms, Patches, Badges, Seals, Vehicular Markings – Handout

- A. G4S Secure Solutions
 1. Polo
 2. Pullover
- B. AmeriGuard Security Services, Inc.
 1. Brochure
 2. Letterhead
 3. Vehicle Markings
 4. Patch
 5. Badge
 6. Uniform
- C. Global Protection
 1. Badges (2)
- D. Golden Svcs, LLC
 1. Patch
 2. Badge
 - ***3. Uniform***
 - ***4. Business Card***
 - ***5. Vehicle Markings***
- E. T&B Investigations & Security Agency
 1. Patches (2)

Mr. Irwin, with a second by Mrs. Taylor, made a motion to approve V.A-E, inclusive, as presented for approval. The motion was carried.

VI. Instructors

A. Approved

1. Rhys Bradshaw
 - a. Handgun
 - b. Baton, Nightstick, PR24
 - c. Chemical Spray
 - d. Handcuffs
2. Christopher Crespo
 - a. CEW
3. Wyatt Foraker
 - a. Handgun
4. Radford Garrison
 - a. Baton, Nightstick, PR24
 - b. Handcuffs
 - c. CEW
5. Christopher Houpt
 - a. CEW
6. Jose Mendez
 - a. Chemical Spray
7. Scott Taylor
 - a. Handgun
8. Angelo Trapani
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs

Ms. Anderson presented A.1-8, inclusive, for informational purposes only as approved instructors. No vote necessary.

B. Resignations/Terminations

1. Raymond Daigle
 - a. Handgun

2. Patricia Dodd-Catalano
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
3. Ryan Erace
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
4. Mark Garfinkel
 - a. Handgun
5. Brandon Habron
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
6. Robert Hartman
 - a. Handgun
7. Richard Hirst
 - a. Handgun
8. John Munzert
 - a. Handgun
 - b. Baton, Nightstick, PR24
 - c. Chemical Spray
 - d. Handcuffs
9. Carl Pace
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
10. Meghan Park
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
11. John Pusey
 - a. Handgun
12. Steven Silverman
 - a. Handgun

13. Hank Smith
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs
14. Justin Trader
 - a. Handgun
15. Joe Vickers
 - a. Baton, Nightstick, PR24
 - b. Chemical Spray
 - c. Handcuffs

Ms. Anderson presented B.1-15, inclusive, for informational purposes only as instructors either resigned or terminated due to their certification expiring. No vote necessary.

A. Issues

1. Howard Giles
 - ***a. Firearms Instructor***

Ms. Anderson informed the Board that during the 04/24/17 meeting Mr. Giles requested to be an approved firearms instructor with a certification from IALEFI. Without more information, the Board had denied Mr. Giles with the right to request a hearing. There was not a hearing request received by the deadline of 05/30/17, therefore the denial stands. For informational purposes only.

V. Old Business

- A. Professional Licensing
1. Senate Bill 55

Ms. Anderson informed the Board that SB 55, Private Investigative & Private Security Agency law, had passed the Senate on 05/18/17, the House on 06/30/17 and has been signed by the Governor and was effective on 07/21/17.

2. Firearms Audit

Lt. Reinbold spoke about the on-going firearms audit in the Section. The audit from 2017 is complete and has brought about the permanent revocation of approximately 133 security guard firearms identification cards for failure to comply with Rule 1.0.

3. Firearms Training Sub-Committee
 - a. Weapons

Ms. Anderson informed the Board that during the last Constable Board Meeting Lt. Colonel Hudson asked for this sub-committee to re-convene to discuss the other weapons that individuals may carry/use. The meeting is scheduled for 09/20/17. There will be a vote, at that time, to change the name of the sub-committee to “Weapons Sub-Committee” since the discussion will now turn towards more than firearms and training.

B. Board Members

The Board members did not have any old business at this time.

C. Lieutenant Colonel

Lt. Colonel Hudson did not have any old business at this time.

VIII. New Business

A. Professional Licensing

1. 16 Hour Security Guard Training

Lt. Reinbold spoke regarding the increasing number of complaints that Professional Licensing has been receiving regarding the 16 Hour Security Guard Trainers. Some are teaching only 2 – 3 hours, just the test, and even some are teaching when they are hungover. Documentation has been started on these complaints. There is no oversight on the trainers.

There is a need to eliminate those trainers with a poor pass/fail rate. The possibility of using a training facility and/or a sponsoring agency for trainers, rather than those that are out there on their own. The average free-lance trainer charges from \$200 - \$200 for the class. These are the individuals that are in this for a profit, and that was not the idea of this training program.

Mr. Terranova informed everyone that DTCC does offer the 16 hour class, with an approved instructor, and the test for a total fee of \$189 (the test is \$49). The Department of Labor works with DTCC for approved courses that they would pay for. This is a nice partnership for those that cannot afford the training without being hired by an agency first.

Lt. Reinbold stated that more research will be done and brought back to the Board at the October 2017 meeting.

Mr. Terranova reported that the names on the 16 hour training certifications are sometimes not matching up with approved instructors. With the Board’s approval, he will schedule a meeting with all the proctor’s up and down the state and explain the procedure/process with the current list of instructors. This list was sent to Mr. Terranova by Ms. Anderson, yesterday.

After discussion, it was determined that Rule 4.0 needs to be re-vamped at this time. This will be presented to the Board in October 2017.

Lt. Reinbold informed the Board that this is Sgt. Zolper's last meeting. He is being transferred to Intelligence effective Monday, August 7, 2017. His replacement, Sgt. Brian L. Pixley, will be at the October 2017 meeting.

Lt. Col. Hudson thanked Sgt. Zolper for all his hard work that he has done in Professional Licensing during his tenure there.

B. Board Members

The Board members did not have any new business at this time.

C. Lieutenant Colonel

Lt. Colonel Hudson did not have any new business at this time.

IX. Public Comment (At the discretion of the Board Chair)

A. Dunbar Armored, Inc. – Exhibit B

1. Patrick M. Gibbons
2. Michael S. Taylor

Mr. Gibbons introduced himself as the Vice-President/Secretary of Dunbar Armored, Inc. and Mr. Taylor introduces himself as an approved firearms instructor, employed by Dunbar, also.

Mr. Gibbons thanked the Board for being permitted to speak to them today regarding the repeal of the shotgun Rule 2.0, specifically 2.2.4 affecting the armored car industry.

Lt. Reinbold explained that the repeal came as a recommendation from the Firearms Training Sub-Committee. In the repealed Rule the ability to carry a shotgun had to come as an order from the Governor thru a letter to that office from the requesting agency, then sent to the Superintendent, and then to Professional Licensing to verify the individuals were qualified to carry a shotgun. This rule was not made for an instantaneous act, but an elevated level of threat issued by the Department of Homeland Security as a result of 9/11.

Ms. Anderson explained that during the research for the repeal it was determined that there were only two individuals approved to carry a shotgun, and they were from the security guard industry. Not one armored car guard had certifications on file for shotgun approval.

Ms. Anderson also explained that the Sub-Committee meetings and minutes, the Board meetings and minutes, and the rule repeal notification were all posted on the proper websites to comply with the State of Delaware requirements, and in two newspapers.

Mr. Gibbons and Mr. Taylor were not aware that a certification for the shotgun training needed to be sent to Professional Licensing. They will be in touch with Professional Licensing to make sure that all the rules & regulations are being followed correctly.

Mr. Gibbons' concern is the amount of cash at the facilities and in the case of an act of theft or takeover, they would be left defenseless. Those employees in the building, without weapons, would not be able to get out except by going through the intruders. He just wants all facilities to be safe.

Lt. Colonel Hudson asked if their facilities had long guns in them. Mr. Taylor stated that there are long guns in the buildings, but are in a locked safe, unloaded, and cable-locked.

After further conversation, Mr. Irwin, with a second by Ms. Jansen, made a motion that this topic be added to the Sub-Committee meeting agenda for September 2017. The motion was carried.

Mr. Irwin stated that the reason the rule was repealed was there were no comments or public in attendance to speak against this action.

Mr. Gibbons and Mr. Taylor left the meeting @ 1032.

Ms. Jansen asked if an email could be sent out to everyone when there is a change in the rules. This would be in addition to the update being published in the newspapers and on-line. Lt. Reinbold stated that this would be a never ending notification to the agencies and/or individuals and is not feasible to our office.

X. Adjournment

A. Next Hearing/Meeting

1. Thursday, October 26, 2017 @ 9:30am

Mrs. Taylor, with a second by Mr. Woods, made a motion to adjourn the meeting at 1037 hours. The motion was carried.